

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

CAMPBELL HARVESTING, a Nebraska )  
Partnership, )

Plaintiff, )

v. )

ACE PROPERTY AND CASUALTY )  
INSURANCE COMPANY, a )  
Pennsylvania corporation, )

Defendant. )  
\_\_\_\_\_ )

8:08CV329

ORDER OF DISMISSAL

The matter before the court is the parties' Joint Motion to Dismiss with Prejudice, Filing No. [38](#). The court finds that this matter should be dismissed with prejudice.

IT IS THEREFORE ORDERED that, pursuant to Fed. R. Civ. P. 41(a)(1), the plaintiff's cause of action against the defendants is hereby dismissed in its entirety, with prejudice, and with the parties to be responsible for their own costs and attorney fees.

DATED this 22<sup>nd</sup> day of May, 2009.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge